IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 25480 of 2000

Between:

Mirthiwada Veera Bhadra Kiran Reddy,S/o.Venkata Rao, aged 17 years,

Musurumilli Village,Rampachodavaram Mandal,East Godavari District,

Being minor represented by his Father and natural guardianM.Venkata Rao,

S/o.Veera Bhadram, aged 45 years.

..... PETITIONER

AND

1.The District Collector,East Godavari District,Kakinada.

2.The Revenue Divisional Officer,Rampachodavaram, East Godavari District.

3.The Mandal Revenue Officer,Rampachodavaram, East Godavari District.

4.The Convenor, EMACET-2000,Jawaharlal Nehru Technological

University Masab Tank, Hyderabad.

5.The Commissioner of Tribal Welfare,T.S.Bhavan, Masab Tank, Hyderabad.

6.The Principal,Bapatla Engineering College,Bapatla, Guntur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue, writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not treating the petitioner as Schedule Tribe as highly illegal, arbitrary, unjust and improper and consequently set aside the

proceedings of the 5th respondent in Memo Rc.No.816/2000/TRI/VC-2, dated 29-09-2000 as highly illegal, arbitrary, unjust, improper and consequently direct the respondents to issue allotment letter to admit the petitioner in B.Tech (Information Technology) Course.

Counsel for the Petitioner:MR.BADANA.BHASKARA RAO

Counsel for the Respondent No.s1 to 3: GP FOR REVENUE

Counsel for the Respondent No.5: GP FOR SOCIAL WELFARE

Counsel for the Respondent Nos. 4 & 6: None appeared

The Court made the following :

O R D E R :

-

-

The petitioner questions the proceedings of the 5th respondent-Commissioner of Tribal Welfare, Hyderabad, dated 29.09.2000 wherein the petitioner was requested to produce ration card and if the ration card is not available, he is advised to bring an identity certificate from the Mandal Revenue Officer of Gazetted Officer, the voters list and any other documents which supports the claim of the petitioner so as to find out the genuineness of the status of the petitioner with regard to his caste in the light of the A.P. (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 16 of 1993.

It is stated that the petitioner obtained an admission into B.Tech. Course claiming that he belongs to 'Kondareddy', which is Scheduled Tribe community and the community certificate produced by the petitioner, is not in order and therefore to verify the genuineness of the said community, the petitioner was requested to produce certain documents.

I do not see any illegality in the impugned order passed by the 5th respondent in requesting the petitioner to produce the said required particulars such as ration card

or the identity certificate from the Mandal Revenue Officer of the Gazetted Officer or the voters list, as the case may be, to verify the genuineness of the community certificate issued to the petitioner.

Accordingly, the Writ Petition is dismissed. There shall be no order as to costs.

_____

V. ESWARAIAH, J

Dated:18-03-2005

ccm

To

1.The District Collector,East Godavari District,Kakinada.

2.The Revenue Divisional Officer,Rampachodavaram, East Godavari District.

3.The Mandal Revenue Officer,Rampachodavaram, East Godavari District.

4.The Convenor, EMACET-2000,Jawaharlal Nehru Technological

UniversitMasab Tank, Hyderabad.

5.The Commissioner of Tribal Welfare,T.S.Bhavan, Masab Tank, Hyderabad.

6.The Principal,Bapatla Engineering College,Bapatla, Guntur District.

7. 2 C copies to GP for Revenue, High Court Buildings Hyderabad (OUT)

8. 2 CCs to GP for Social Welfare, High Court Buildings Hyderabad, (OUT)

9. 2 CD copies.